

TENTATIVE RULINGS

CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR

For: 7/14/2008 Monday Dept: 1A

(Posted 7/3/08)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

1. **1:00 PM** Case: CF7937 [M] DOWNEY v MARIER
Type: COLLECTIONS Date Filed: 02/26/08
Event: CASE MANAGEMENT CONFERENCE-CIVIL
Event: CONT'D OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: DOWNEY, RUSSELL ATTY: IN PRO PER
DBA: JUDGMENT RECOVERY SOLUTIONS
DEFNDT: MARIER, ERNIE
DEFNDT: MEL TRUST DEVELOPMENT INC

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 11/10/08.

///

2. 1:00 PM Case: CV32268 [S] REICHLIN v TARGET 2000
Type: BREACH OF CONTRACT Date Filed: 12/21/05
Event: TRIAL SETTING

PLF/XD: REICHLIN, JOSEPH ATTY: WILLIAMS, EVAN D. ESQ
PLF/XD: REICHLIN, JANET ATTY: WILLIAMS, EVAN D. ESQ
S/MASTR QUINN, DANIEL F ATTY: QUINN & KRONLUND LLP
DEF/XC: TARGET 2000 INC ATTY: JACOBSEN & MCELROY
Service Date/Type: 01/15/06 SUB Answer Date: 02/15/06
DBA: STEWART CONSTRUCTION
X-DEFT ROLLERI CONSTRUCTION ATTY: DONAHUE BATES BLAKEMORE & MAC
Service Date/Type: 06/16/06 S/M 00/00/00
X-DEFT SLONIKER CONSTRUCTION INC ATTY: REYNOLDS, GUY ESQ
Service Date/Type: 06/15/06 PER 00/00/00
X-DEFT COLE TISCORNIA CONSTRUCTION
Service Date/Type: 08/24/06 PRS 00/00/00
AKA: CTC CONSTRUCTION
X-DEFT SCOTT GREER STUCCO ATTY: HARDIMAN & CARROLL
Service Date/Type: 01/09/08 PER 00/00/00
X-DEFT MOSBAUGH PROPERTIES INC ATTY: SHAW TERHAR & LA MONTAGNE LLP
Service Date/Type: 03/05/08 PER Answer Date: 06/26/08
DBA: EBBETTS PASS GAS SERVICE
X-DEFT TONY CANTON PAINTING
Service Date/Type: 03/09/08 PER 00/00/00

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 8 day jury trial.

3. 1:00 PM Case: CV33832 [S] JACOBS v ACADEMY CLUB
Type: P.I. MOTOR VEHICLE Date Filed: 06/20/07
Priority Info: CONS'D W/CV33863; CV33832 LEAD
Event: TRIAL SETTING

Related cases NOT on this calendar: CV33863 ,
P/GDN: JACOBS, DALE ATTY: PENNEY & ASSOCIATES
P/GDN: SPRINGLE, DAVID ATTY: ASH, CYRIL ESQ
MINOR: JACOBS, CHELSIE
MINOR: SPRINGLE, DAVID M
DEFNDT: ACADEMY CLUB ATTY: JOHNSON SCHACHTER & LEWIS
Service Date/Type: 07/09/07 NAR Answer Date: 08/08/07
DEFNDT: REICH, CHRISTINE ATTY: JOHNSON SCHACHTER & LEWIS
Service Date/Type: 07/09/07 NAR Answer Date: 08/08/07
DEFNDT: WILSON, MARY ATTY: JOHNSON SCHACHTER & LEWIS
Service Date/Type: 07/09/07 NAR Answer Date: 08/08/07
DEFNDT: SAKATA, ESTATE OF MARK ATTY: DEHART, A JEFFREY ESQ
Service Date/Type: 00/00/00 Answer Date: 07/24/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

///

4. 1:00 PM Case: CV33898 [S] JOHNSON v ORTEZ
Type: PI-NON MOTOR VEHICLE Date Filed: 07/18/07
Event: TRIAL SETTING AFTER ARBITRATION

PLNTFF: JOHNSON, KAREN A. ATTY: HEADLEY, FRANCES A. ESQ
DEFNDT: ORTEZ, FILIBERTO ATTY: KATCHIS HARRIS & YEMPUKU
Service Date/Type: 09/27/07 PER Answer Date: 10/29/07
ASSOC: KATCHIS HARRIS & YEMPUKU
DEFNDT: ORTEZ, JILL ATTY: KATCHIS HARRIS & YEMPUKU
Service Date/Type: 09/27/07 PER Answer Date: 10/29/07

Tentative Ruling: The parties are re-referred to judicial arbitration, the parties must pay reasonable arbitrator fees over the court contribution. The next Case Management hearing shall be in Dept. 1A at 1:00PM on 10/20/08.

5. 1:00 PM Case: CV34017 [S] LUSHER v DOWNING
Type: QUIET TITLE Date Filed: 08/29/07
Event: TRIAL SETTING

PLNTFF: LUSHER, GILBERT ATTY: FOLEY, KENNETH M ESQ
PLNTFF: LUSHER, CELEST ATTY: FOLEY, KENNETH M ESQ
DEFNDT: DOWNING, DOUG ATTY: BARNES, WILLIAM E ESQ
Service Date/Type: 00/00/00 Answer Date: 09/19/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 day court trial.

6. 1:00 PM Case: CV34094 [S] WITTSTRUCK v RADOSAVLEVICH
Type: PI/PD MOTOR VEHICLE Date Filed: 09/21/07
Event: TRIAL SETTING

PLNTFF: WITTSTRUCK, PETER JAMES ATTY: KIRBY KIRBY & KIRBY
DEFNDT: RADOSAVLEVICH, ZORICA SAVICH ATTY: MAYALL HURLEY KNUTSEN SMITH &
Service Date/Type: 11/04/07 SUB Answer Date: 10/29/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 8 day jury trial.

///

7. 1:00 PM Case: CV34102 [S] LEWIS v BAUGH
Type: BREACH OF CONTRACT Date Filed: 09/24/07
Event: TRIAL SETTING

PLF/XD: LEWIS, RONALD W ATTY: SHEEHAN, DANIEL L ESQ
DEF/XC: BAUGH, JOYCE ATTY: MACOMBER, MICHAEL D. ESQ
Service Date/Type: 10/23/07 NOT Answer Date: 12/03/07
AKA: BAUGH, MARY JOYCE

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day jury trial.

8. 1:00 PM Case: CV34109 [S] BALDINGER v DOSSEY
Type: PI/PD MOTOR VEHICLE Date Filed: 09/27/07
Event: TRIAL SETTING

PLNTFF: BALDINGER, BEVERLY ATTY: OTUS & ASSOCIATES
PLNTFF: BALDINGER, ROGER ATTY: OTUS & ASSOCIATES
Service Date/Type: 12/20/07 SUB Answer Date: 12/26/07
DEFNDT: DOSSEY, JOHN ATTY: CURTIS & ARATA
Service Date/Type: 00/00/00 Answer Date: 12/26/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 5 day jury trial.

9. 1:00 PM Case: CV34146 [S] FOSTER v BRET HARTE UHSD
Type: PI-NON MOTOR VEHICLE Date Filed: 10/12/07
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: FOSTER, LOYCE ATTY: YOUNG.WARD ATTORNEYS
DEFNDT: BRET HARTE UNION HIGH SCHOOL DIST
Service Date/Type: 10/29/07 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 10/20/08.

10. 1:00 PM Case: CV34458 [S] NOVE PLAZA LLC v NELSON
Type: BREACH OF CONTRACT Date Filed: 02/22/08
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: NOVE PLAZA LLC ATTY: FOLEY, LAW OFFICES OF KENNETH
DEFNDT: NELSON, GEORGE ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
Service Date/Type: 02/28/08 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 10/20/08.

11. 1:00 PM Case: PR6978 [S] ESTATE OF WIGGINS JR
Type: SPECIAL/SUMMARY ADMINISTRATION Date Filed: 04/15/08
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PETNR: PFEIFFER, MARINDA J. ATTY: HORVATH, ALAN R ESQ
CONTST: BERGEN, DANNY ATTY: DAMBACHER LAW FIRM
DEC'D: WIGGINS JR, EARL EUGENE

Tentative Ruling: The case is set for Trial in Dept. 1 approximately 60 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial on the issue of appointment of the administrator.

12. 1:30 PM Case: CV33878 [S] HOPKINS v MCCLURE, ETAL
Type: PI/PD MOTOR VEHICLE Date Filed: 07/13/07
Event: TRIAL SETTING

PLNTFF: HOPKINS, LORETTA ATTY: WILLIAM L BERG & ASSOCIATES
PLNTFF: HOPKINS, DARRYL ATTY: WILLIAM L. BERG & ASSOCIATES
DEFNDT: MCCLURE, RYAN ATTY: GONZALEZ LAW OFFICES, SHEILA
Service Date/Type: 08/08/07 SUB Answer Date: 11/05/07
AKA: RYAN MCCLURE EXCAVATING

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 6 day jury trial.

13. 2:00 PM Case: CV32882 [S] FRANKLIN v FRANKLIN
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 08/04/06
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8
RESERVED RESPONDENT'S MOTION TO MODIFY
CHILD & SPOUSAL SUPPORT

PETNR: FRANKLIN, ANDREA ATTY: VALEN, MARK ESQ
RESP: FRANKLIN, JOHN C. ATTY: GEE, DOUGLAS M. ESQ
Service Date/Type: 00/00/00 Answer Date: 09/12/06
CLAMNT: WESTERN CONFERENCE OF TEAMSTERS P

Tentative Ruling: The remaining contested issues are apportionment of the custody evaluation fees and attorneys fees. The court proposes the parties submit those issues for determination on the law-an-motion calendar, but upon either party's request the issues will be set for trial. If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 10/20/08.

///

14. 2:00 PM Case: CV34495 [S] SCHAEFFER v SCHAEFFER
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/12/08
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW P= 8

PETNR: SCHAEFFER, TERRANCE ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: SCHAEFFER, LEANN ATTY: FANNON & STOMBERG
Service Date/Type: 03/19/08 PER Answer Date: 04/01/08

Tentative Ruling: Respondent's attorney was previously ordered to submit an order on custody and support. Respondent's attorney is ordered to do so forthwith. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 10/20/08.

15. 2:00 PM Case: CV34493 [S] ADAMS v ADAMS
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/12/08
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

Related cases NOT on this calendar: CV31609 , CV31485 ,
PETNR: ADAMS, STEPHANIE ATTY: IN PRO PER
RESP: ADAMS, MATTHEW
Service Date/Type: 03/15/08 PER 00/00/00

Tentative Ruling: There are temporary custody orders. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 10/20/08.

16. 2:00 PM Case: CV34513 [S] LASAN v LASAN
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/14/08
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: LASAN, CHERI ATTY: IN PRO PER
RESP: LASAN, CHAPPIE ATTY: IN PRO PER
Service Date/Type: 03/17/08 PER Answer Date: 04/16/08

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 10/20/08.

///

17. **3:00 PM** Case: CV32276 [S] THORNBURG v THORNBURG
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/27/05
At-Issue Date: 00/00/00 Trial: 01/30/08 COURT TRIAL - SHORT CAUSE
Event: SETTLEMENT CONFERENCE/TRIAL SETTING RE
REMAINING ISSUES

Related cases NOT on this calendar: CV33668 ,
PETNR: THORNBURG, MANDY ATTY: COTTRELL, STEVEN J ESQ
RESP: THORNBURG, MICHAEL J. ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
Service Date/Type: 01/11/06 PER Answer Date: 01/18/06
CLAMNT: CALIFORNIA PUBLIC EMPLOYEES RETIREMENT

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

18. **3:00 PM** Case: CV34035 [S] HOLLINGSWORTH v HOLLINGSWORTH
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/05/07
Event: SETTLEMENT CONFERENCE-FAMILY LAW
07/22/08 9:00 1 PETITIONER'S OSC RE CONTEMPT - CITEE:
JAMIE HOLLINGSWORTH; RESPONDENT'S OSC RE
CONTEMPT - CITEE: DEAN HOLLINGSWORTH
07/22/08 9:00 1 PETITIONER'S MOTION FOR DEPOSIT OF SALE
OF PROCEEDS INTO ATTORNEY'S TRUST
ACCOUNT

PETNR: HOLLINGSWORTH, DEAN ATTY: AIROLA & AIROLA
RESP: HOLLINGSWORTH, JAMIE ATTY: VALEN, LAW OFFICES OF MARK
Service Date/Type: 00/00/00 Answer Date: 10/18/07

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

19. **3:00 PM** Case: CV34339 [S] BURITA v BURITA
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 01/04/08
Event: FURTHER SETTLEMENT CONFERENCE-FAMILY LAW

PETNR: BURITA, JASON J. ATTY: IN PRO PER
RESP: BURITA, NIKKI ATTY: IN PRO PER
Service Date/Type: 03/22/08 PER Answer Date: 04/23/08

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.
